

PATENT  
Customer No. 22,852  
Attorney Docket No. 08059.0001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
)  
Graham Francois DUIRS ) Group Art Unit: 3751  
)  
Application No.: 09/529,128 ) Examiner: P. deVore  
)  
PCT Filing Date: October 6, 1998 )  
)  
For: DRUG DELIVERY SYSTEM )

U.S. National Phase of PCT/NZ98/00147

Commissioner for Patents  
Washington, DC 20231

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached Form PTO 1449. This Information Disclosure Statement is being filed concurrently with a Request for Continued Examination (RCE).

Applicant attaches copies of the listed documents. Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached Form PTO 1449 and returning a copy thereof to Applicant.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the

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documents as prior art against any claims in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

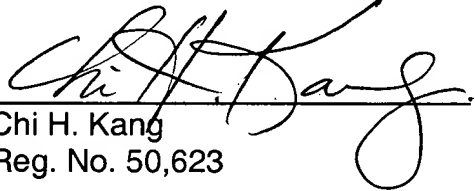
If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

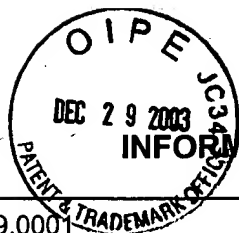
Dated: December 29, 2003

By: \_\_\_\_\_

  
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OMB No. 0651-0011

## INFORMATION DISCLOSURE CITATION

Atty. Docket No.	08059.0001	Appln. No.	09/529,128
Applicant	Graham Francois DUIRS		
Filing Date	October 6, 1998 (PCT Filing Date)	Group:	3751

## U.S. PATENT DOCUMENTS

Examiner Initial*	Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
	3,788,296	Jan. 29, 1974	Klatt et al.			
	4,369,783	Jan. 25, 1983	Hiller et al.			

## FOREIGN PATENT DOCUMENTS

Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

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Examiner	Date Considered
*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	
Form PTO 1449	Patent and Trademark Office - U.S. Department of Commerce